AGENDA









Thursday, June 22, 2006

The Austin City Council will convene at 10:00 AM on Thursday, June 22, 2006, in Austin City Hall, Council Chambers, 301 W. 2nd Street, Austin, TX 78701.





Mayor Will Wynn

Council Member Lee Leffingwell, Place 1
Council Member Mike Martinez, Place 2
Council Member Jennifer Kim, Place 3
Council Member Betty Dunkerley, Place 4
Council Member Brewster McCracken, Place 5
Council Member Sheryl Cole, Place 6



Thursday, June 22, 2006

Austin City Hall, 301 W. 2nd St. Austin, TX 78701 For meeting information, contact City Clerk, 974-2210

The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.

Reading and Action on Consent Agenda

Action on the Following:

Ordinances / Resolutions / Motions -

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

₱ 9:55 AM -- Invocation

Pastor Clyde Poldrack, Bethel Assembly of God

Meeting Minutes

1. Approval of the amendment to the minutes from the May 4, 2006 meeting, and approval of the minutes of the June 8, 2006 regular Council meeting and the June 20, 2006, Swearing-in ceremony.

Austin Energy

- 2. Approve an ordinance authorizing acceptance of \$4,500 in grant funds from the Capital Area Metropolitan Planning Commission (CAMPO); and amending the Fiscal Year 2005-2006 Austin Energy Department Operating Budget of Ordinance No. 20050912-001 to appropriate \$4,500 for Commute Solutions Innovator Grant Assistance funding. Grant funding of \$4,500 is available in Commute Solutions Innovator Grant Assistance Funding administered by CAMPO. Recommended by the Environmental Board.
- 3. Authorize negotiation and execution of an Interlocal Agreement with Capital Area Metropolitan Planning Commission (CAMPO) for Commute Solutions Innovator Grant Assistance funding in the amount of \$4,500. Grant funding of \$4,500 is available in Commute Solutions Innovator Grant Assistance Funding administered by CAMPO. Recommended by the Environmental Board.
- 4. Authorize negotiation and execution of a contract for reimbursement of costs to STRICTLY

PEDIATRICS LAND COMPANY, LLP, Austin, TX, for the purchase and installation of heat exchanger(s) and associated piping needed to interconnect the new medical office building to the Mueller Energy Center district cooling system in an amount not to exceed 114,000. Funding in the amount of \$114,000 is available in the Fiscal Year 2005-2006 Capital Improvement Budget.

5. Approve the issuance of a Letter of Intent for a rebate in the amount of \$74,780.16 to COMMUNITY CLINICAL RESEARCH, Austin, TX, for the installation of a solar photovoltaic system at their facility located at 8334 Cross Park Road. Funding in the amount of \$74,780.16 is available in the Fiscal Year 2005-2006 Operating Budget of Austin Energy in the Conservation Rebates and Incentives Fund. Recommended by the Resource Management Commission.

Austin Water Utility

- Approve an ordinance authorizing negotiation and execution of a cost reimbursement agreement with Main Street Homes, providing terms and conditions for construction of 24-inch water main and appurtenances to provide water service to the Hornsby Glen Subdivision located east of F.M. 973 and north of Colorado River with City cost reimbursement in an amount not to exceed \$2,351,580 for actual costs of construction (hard costs); and waiving the requirements of Section 25-9-61 of the City Code relating to maximum cost reimbursement of a facility. Funding in the amount of \$2,351,580 is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Recommended by Water and Wastewater Commission.
- 7. Authorize the City Manager to negotiate and execute an agreement with River Place Municipal Utility District ("River Place") for the provision of out-of-district water service to an approximately 168 acre tract located adjacent to River Place's eastern boundary. River Place and the developer will be responsible for the necessary infrastructure improvements. No City funding is required for this agreement. Recommended by Water and Wastewater Commission.
- 8. Authorizing negotiation and execution of a cost reimbursement agreement with AUSTIN HB RESIDENTIAL PROPERTIES, LTD., providing terms and conditions for construction of 18-inch gravity wastewater main and appurtenances to provide wastewater service to the Harris Branch Equinox Centre located at U.S. Highway 290 East and SH 130 with City cost reimbursement in an amount not to exceed \$1,146,600, for actual ("hard") construction costs. Funding in the amount of \$1,146,600 is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. Recommended by Water and Wastewater Commission.
- 9. Approve negotiation and execution of an Interlocal Agreement with Travis County for the reimbursement to the City for engineering and construction services necessary for fire hydrant adjustments and relocations along the Moya Hike and Bike Trail adjacent to Burleson Road. The County will pay all costs for the Austin Water Utility, including the cost of surveying, design, construction, inspection, and testing. The total amount to be paid to the City by the County for the City project is the actual cost of the work, presently estimated to be \$40,000, but not-to-exceed \$50,000 without further authorization by the Travis County Commissioners Court. Recommended by Water and Wastewater Commission.

- 10. Authorize negotiation and execution of an amendment to the professional services agreement with LOCKWOOD, ANDREWS AND NEWMAN, INC., Austin, TX, for design and bidding documents preparation services for the 2004 Valve Replacement Program, in an amount not to exceed \$129,391 for a total agreement not to exceed \$315,391. Funding in the amount of \$129,391 is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. 18.9% MBE and 16.6% WBE subcontractor participation to date Recommended by Water and Wastewater Commission.
- 11. Authorize the City Manager to negotiate and execute amendments to Agreements with Travis County Water Control and Improvement District No. 17 ("WCID No. 17") for the provision of wholesale wastewater service to the Comanche Canyon Planned Unit Development and to the Steiner Ranch area. WCID No. 17 will be responsible for the necessary infrastructure improvements. No City funding is required for this agreement. Recommended by Water and Wastewater Commission.

Aviation

12. Approve an ordinance amending the Fiscal Year 2005-2006 Aviation Department Operating Budget Mueller Airport Disposition Fund of Ordinance No. 20050912-001 to appropriate \$449,000 for environmental mitigation of the former Robert Mueller Municipal Airport site and to reduce the Fund Ending Balance by the same amount. Funding in the amount of \$449,000 is available in the Fiscal Year 2005-2006 Mueller Airport Disposition Fund Approved Ending Balance. Approved by the Austin Airport Advisory Commission.

Building Services

- 13. Authorize execution of a construction contract with KEYSTONE CONSTRUCTION, Austin, TX, for driveway and parking lot repair at Fire Station #8, 8989 Research Boulevard, in an amount not to exceed \$85,606.60. Funding in the amount of \$85,606.60 is available in the Fiscal Year 2005-2006 Approved Capital Improvement Project of the Financial and Administrative Services Department, Building Services Division. Lowest of two responsive bids. 11.45% MBE and 9.23% WBE subcontractor participation.
- 14. Authorize execution of a contract with L.D. TEBBEN CO., INC., Austin, TX, for roof replacement of Building 4 at the Cameron Road Campus in an amount not to exceed \$172,589. Funding is the amount of \$172,589 is available in the Fiscal Year 2005-2006 Approved Capital Improvement Project Fund of the Finance and Administrative Services Department, Cameron Road Fund. Seven contractors picked up construction documents and documents; five attended the mandatory pre-bid meeting; only one bid was received. 0.29% WBE participation. A waiver of participation goals was requested by Building Services and has been approved by the City Manager for this project.

City Clerk

15. Approve an ordinance amending Chapter 2-1 of the City Code to abolish certain inactive boards and commissions; and abolishing certain inactive advisory groups.

Economic Growth & Redevelopment Services

- 16. Approve negotiation and execution of an Advanced Funding Agreement with Texas Department of Transportation (TxDOT) for roadway improvements. This Agreement enables reimbursement to TxDOT for construction of Airport Boulevard (Loop 111) at Schieffer Avenue as part of the redevelopment of Mueller. (Related item Mueller Roadway Improvement Agreement) Funding in the amount of \$717,522 is provided by Catellus Austin LLC to the City to be held in an escrow account until the funds are delivered to TxDOT.
- 17. Approve the negotiation and execution of a Roadway Improvement Agreement with Catellus Austin LLC, a Delaware limited liability company, to fund construction of roadway improvements to Airport Boulevard (Loop 111), at Schieffer Avenue, as part of the redevelopment of Mueller not to exceed \$717,522. (Related item Mueller Advanced Funding Agreement) Funding in the amount of \$717,522 for construction of roadway improvements provided by Catellus Austin LLC, to the City under this agreement will be held in an escrow account until the funds are delivered to TxDOT.
- 18. Authorize negotiation and execution of a professional services agreement with SAMANTHA RANDALL, Manor, TX for artwork in an amount not to exceed \$60,000. Funding in the amount of \$60,000 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Neighborhood Planning and Zoning Department. The Organization of Central East Austin Neighborhoods approved a resolution of support for the newly selected artist, Samantha Randall on 5/9/06; Art in Public Places Panel passed a resolution of support on 6/5/06; to be reviewed by the Arts Commission Panel on 6/19/06.

Fire

19. Approve a resolution authorizing the City Manager to negotiate and execute the Second Supplement to Agreement Concerning Creation of Southwest Travis County Municipal Utility District No. 1 ("Second Supplement") enabling Shady Hollow Municipal Utility District ("District") to issue bonds in an amount not to exceed \$3,500,000 in order to finance the purchase and improvement of land specifically for the construction of a Fire/EMS Station ("Station"). The City is not responsible for payment of District bond debt service until annexation of the District. Recommended by Water and Wastewater Commission.

Law

Approve a resolution to clarify, confirm, and ratify Resolution No. 010809-11, adopted August 9, 2001, that authorized the City Manager or his designee to acquire by eminent domain the fee simple interest in Lots 1-8, inclusive, Block 38, of the Original City of Austin and that said authorization was intended to include the 20 foot wide strip of land separating Lots 1-4 and Lots 5-8 as shown on the plat of the Original City of Austin (the "Alley") and as further described in the attached Exhibit "A." Furthermore, if there is a final nonappealable judgment of a Texas court that the Alley was not included in the property description of Block 38 in Resolution No. 010809-11, then the City Manager or his designee is authorized to offer to purchase the Alley, or, if the parties are unable to agree on an appropriate purchase price, to file suit in eminent domain to effect the acquisition of the Alley in the amount of \$397,000. The Alley contains approximately 5,520 square feet and if it is not

already subject to a condemnation proceeding giving the City of Austin a right to possession, it is owned by Harry M. Whittington, Mercedes B. Whittington, Mercedes Gregg f/k/a Mercedes Whittington, Individually and as Trustee of the Margaret Lynn Puckett 1989 Trust, the Sara Whittington May 1989 Trust, the Caroline Elizabeth Puckett 1989 Trust, the Michael Erskine May 1989 Trust, the Camille Meriwether May 1989 Trust, and the William Tyndale Puckett, Jr. 1989 Trust, Sally Whittington May, Individually as Trustee of the Margaret Lynn Puckett 1989 Trust, the Sara Whittington May 1989 Trust, the Caroline Elizabeth Puckett 1989 Trust, the Michael Erskine May 1989 Trust, the Camille Meriwether May 1989 Trust, and the William Tyndale Puckett, Jr. 1989 Trust, and Margaret Whittington Puckett, Individually and as Trustee of the Margaret Lynn Puckett 1989 Trust, the Sara Whittington May 1989 Trust, the Caroline Elizabeth Puckett 1989 Trust, the Michael Erskine May 1989 Trust, the Camille Meriwether May 1989 Trust, and the William Tyndale Puckett, Jr. 1989 Trust. The Alley is needed for the public use of a City parking garage, chilling plant, and other municipal facilities. Funding in the amount of \$198,500 is available in the Fiscal Year 2005-2006 Operating Budget of the Austin Convention Center and \$198,500 is available in the Fiscal Year 2005-2006 Amended Operating Budget of Austin Energy.

21. Approve an ordinance amending Section 12-4-63 of the City Code to correct an error related to Crockett High School zone location on Stassney Lane (West).

Neighborhood Planning & Zoning

22. Approve third reading of an ordinance amending Title 25 of the City Code to establish use and site development regulations applicable to single-family residential uses, duplexes and other residential uses within certain zoning districts (C2O-06-008.) Recommended by Planning Commission.

Neighborhood Housing and Community Development

23. Approve a resolution appointing Sheryl Cole and Mike Martinez and reappointing Will Wynn and Brewster McCracken as Directors of the Austin Housing Finance Corporation.

Parks and Recreation

- 24. Approve the negotiation and execution of an Interlocal Agreement with the Austin Independent School District (AISD) for the Golf Learning Center located at 5400 Jimmy Clay Drive, Austin, TX.
- 25. Authorize negotiation and execution of a Professional Services Agreement amendment with HERITAGE LANDSCAPES, Charlotte, Vermont, for historic landscape architectural services to produce the design phase of the Historic Landscape Plan for the future restoration of the Elisabet Ney Museum historic landscape in an amount not to exceed \$80,000. Funding in the amount of \$80,000 is available in the Operating Budget of the Parks and Recreation Department. Amendment to an existing contract. No subcontracting opportunities

Public Works

- 26. Authorize execution of a construction contract with KEYSTONE CONSTRUCTION, INC., Austin, TX, for Rainey Street Waterline Service to the Mexican American Cultural Center in an amount not to exceed \$1,391,071.70. Funding in the amount of \$1,391,071.70 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Water Utility. Lowest of five bids received. 22.30% MBE and 5.59% WBE subcontractor participation. Reviewed as a non-action item by the Water and Wastewater Commission.
- 27. Authorize execution of a construction contract with EXCEL CONSTRUCTION SERVICES, LLC, Austin, TX, for the Davis Water Treatment Plant Filter Process Improvements and Valve Replacements project in an amount not to exceed \$4,875,000 plus an amount not to exceed \$243,750 contingency, for a total contract amount not to exceed \$5,118,750. Funding in the amount of \$5,118,750 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Water Utility. Lowest of four bids received. 37.43% MBE and 0.09% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
- 28. Authorize execution of a construction contract with LEWIS CONTRACTORS INC., Georgetown, TX, for the Austin Clean Water Program: Downtown/White Horse Trail Phase II Wastewater Improvements Project in an amount not to exceed \$1,519,133 plus an amount not to exceed \$75,957 contingency, for a total contract amount not to exceed \$1,595,090. Funding in the amount of \$1,595,090 is available in the Fiscal Year 2005-2006 Capital Budget of the Austin Water Utility. One bid received. 6.87% MBE and 5.86% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
- 29. Authorize execution of a construction contract with A AND R DEMOLITION, Del Valle, TX, for Former Robert Mueller Municipal Airport (RMMA) Active Gas Extraction System in an amount not to exceed \$178,099 plus alternates 1-4 in an amount not to exceed \$106,500 for a total contract amount not to exceed \$284,599. Funding in the amount of \$284,599 is available in the Fiscal Year 2005-2006 Amended Operating Budget of the Robert Mueller Municipal Airport Disposition Fund. One bid received. 0.00% MBE and 0.00% WBE subcontractor participation.
- 30. Authorize execution of change order # 4 to the construction contract with RGM CONSTRUCTORS, LP, Pflugerville, TX, for Circle S Road Culvert Replacement (Rebid) in an amount not to exceed \$27,080, for a total contract amount not to exceed \$880,672.33. Funding in the amount of \$27,080 is available in the Fiscal Year 2005-2006 Amended Capital Budget of the Public Works Department. 5.02% MBE and 10.61% WBE subcontractor participation to date
- 31. Authorize negotiation and execution of a professional services agreement with VOLZ AND ASSOCIATES, INC., Austin, TX, for architectural services for Elisabet Ney Museum Comprehensive Preservation Master Plan Historic Structure Component in an amount not to exceed \$80,000. Funding is available in the Fiscal Year 2005-2006 Operating Budget of the Parks and Recreation Department. Best qualification statement of six statements received. 25% MBE and 15% WBE subconsultant participation.
- 32. Authorize negotiation and execution of an amendment to the professional services agreement

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with GEOMATRIX CONSULTANTS, INC, Austin, TX, for additional environmental and engineering services for the Phase II Environmental Assessment and environmental closure of the Former Robert Mueller Municipal Airport (RMMA) in an amount not to exceed \$433,464, for a total contract amount not to exceed \$3,896,447.73. Funding in the amount of \$433,464 is available in the Fiscal Year 2005-2006 Amended Operating Budget of the Robert Mueller Municipal Airport Disposition Fund. 22.12% DBE subcontractor participation to date.

- 33. Approve an ordinance amending the Fiscal Year 2005-2006 Public Works Department Capital Budget of Ordinance No. 20050912-002 and amending the Fiscal Year 2005-2006 Neighborhood Planning and Zoning Department Capital Budget of Ordinance No. 20050912-002 to reallocate Capital Metropolitan Transportation Authority Quarter Cent funding for previously approved regional mobility, roadway improvements, regional safety and traditional neighborhood corridor projects. Funding is available from an Interlocal Agreement with Capital Metropolitan Transportation Authority, through the ¼ Cent Program (1/4 cent of each cent collected within the City's jurisdiction).
- 34. Approve an ordinance amending Section 12-4-24 of the City Code to establish a maximum speed limit of 25 miles per hour on residential streets within the three areas bounded by (1) Koenig Lane to the south, Airport Boulevard to the east and North Lamar Boulevard to the west, (2) Anderson Lane to the north, North Lamar Boulevard to the west, IH 35 West Service Road to the east and Airport Boulevard/Huntland Drive to the south, and (3) MoPac to the west, North Lamar Boulevard to the east, Enfield Road to the north, and West 6th Street to the south. Funding in the amount of \$22,220 is available in the Fiscal Year 2005-2006 Operating Budget of the Public Works Department for the installation of necessary signs.

Purchasing Office

- 35. Authorize award and execution of a 12-month requirements supply contract with ATLANTIC ENVELOPE CO., Houston, TX, for window envelopes printed on recycled paper in an estimated amount not to exceed \$148,275, with two 12-month extension options in an estimated amount not to exceed \$148,275 per extension option, for a total estimated contract amount not to exceed \$444,825. Funding in the amount of \$37,069 is available in the Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and the extension options is contingent upon available funding in future budgets. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 36. Authorize award, negotiation and execution of a 12-month service agreement with CENTRAL TX COMMERCIAL A/C & HEATING, INC., Austin, TX, for the rental of two 150 HP fire tube boilers in estimated amount not to exceed \$110,670, with four 12-month extension options in an estimated amount not to exceed \$110,670 for the first extension, and \$100,683 for each of the three remaining extension options, for a total estimated contract amount not to exceed \$523,389. Funding for \$27,667.50 is available in the Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the

- remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated proposal of three received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 37. Authorize award, negotiation and execution of a 12-month requirements service agreement with CENTRAL TX COMMERCIAL A/C & HEATING, INC., Austin, TX, HOLMAN BOILER WORKS, San Antonio, TX and T. F. TIGERT, INC., Lancaster, TX, for the rental of emergency temporary, portable, utility plant systems including boilers, cooling towers, generators, air compressors and other utility plant equipment, for a combined estimated amount not to exceed \$300,000, with four 12-month extension options in a combined estimated amount not to exceed \$300,000 per extension option, for a total estimated contract amount not to exceed \$1,500,000. Funding for \$75,000 is available in the Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated proposals of three received.
- 38. Authorize award and execution of a contract through the U. S. Communities Purchasing Alliance with HAWORTH, INC., C/O FURNITURE MARKETING GROUP, INC., Austin, TX, for the layout, design, purchase and installation of new modular furniture for the new 3-1-1 Citywide Information Contact Center at the Cameron Road Campus in an amount not to exceed \$404,862.12. Funding is available in the Fiscal Year 2005-2006 Approved Austin Energy Metering Capital Projects Fund. Cooperative Purchase.
- 39. Authorize award and execution of five 12-month requirements supply contracts with PRIESTER-MELL and NICHOLSON, INC. Austin, TX, POWER SUPPLY, Austin, TX, TEXAS METER DEVICE, Waco, TX, SUNSUS METER SYSTEMS, Pittsburgh, PA, and GENERAL ELECTRIC SUPPLY COMPANY, Austin, TX, in estimated amounts not to exceed \$3,380,339.90; \$448,024.65; \$354,077.16; \$53,064, and \$46,236, respectively, for electric meters, metering sockets, and metering transformers, with two 12-month extension options in estimated amounts not to exceed \$3,380,339.90; \$448,024.65; \$354,077.16; \$53,064; and \$46,236, per extension option, respectively, for total estimated contract amounts not to exceed \$10,141,019.70; \$1,344,073.95; \$1,062,231.48; \$159,192 and \$138,708, respectively. Funding in the amount of \$1,070,435.43 is available in the Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Low bidders. This contract will be awarded in accordance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
- 40. Authorize award and execution of 12-month requirements supply agreement with JAE CONSTRUCTION, INCORPORATED (MBE/MH), Austin, TX, for substation surface rock in an estimated amount not to exceed \$209,150, with four 12-month extension options in an estimated amount not to exceed \$209,150 per extension option, for a total estimated contract amount not to exceed \$1,045,750. Funding in the amount of \$52,287.50 is available in Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the

remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

- 41. Authorize award and execution of a contract with PARAGON AIRHEATER TECHNOLOGIES, Corona, CA, for the purchase of air pre-heater baskets on Decker Unit #1 boiler in an amount not to exceed \$363,602.64. Funding in the amount of \$363,602.64 is available in Fiscal Year 2005-2006 Approved Capital Budget of Austin Energy. Low bid meeting specification of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 42. Authorize award, negotiation and execution of a 12-month service agreement with DUNCAN, WEINBERG, GENZER & PENBROKE, PC, Washington, DC, for public power consultant services in an amount not to exceed \$120,000, with two 12-month extension options in an amount not to exceed \$120,000 per option, for a total contract amount not to exceed \$360,000. Funding in the amount of \$30,000 is available in the Fiscal Year 2005-2006 Approved Operating Budget of Austin Energy. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Only proposal received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 43. Authorize award and execution of a 12-month supply requirements contract with POLYDYNE, INC. Riceboro, GA, for the purchase of liquid emulsion polymer for sludge dewatering for the Austin Water Utility in an estimated amount not to exceed \$262,844.40, with two 12-month extension options in an estimated amount not to exceed \$275,360.80 for the first extension option and \$287,877.20 for the second extension option, for a total estimated contract amount not to exceed \$826,082.40. Funding in the amount of \$65,711 is available in the Fiscal Year 2005–2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of four bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 44. Authorize award and execution of a 12-month requirements supply contract with MS TECHLINE L.L.P., Austin, TX., for various types and sizes of PVC wastewater line fittings for the Austin Water Utility in an estimated amount not to exceed \$115,015.80, with two 12-month options in an estimated amount not to exceed \$115,015.80 per extension option, for a total estimated contract amount not to exceed \$345,047.40. Funding in the amount of \$28,754 is available in the Approved Fiscal Year 2005-2006 Operating Budget for the Austin Water Utility. Funding for the remaining nine months of the original contract period and

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extension options is contingent upon available funding in future budgets. Low bid of five bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

- 45. Authorize award and execution of a 12-month requirements contract with CENTRAL MINERALS CORP., Indialantic, FL, for the purchase of powdered activated carbon for the Austin Water Utility in an estimated amount not to exceed \$171,600, with two 12-month extension options in an estimated amount not to exceed \$171,600 per extension option, for a total estimated contract amount not to exceed \$514,800. Funding in the amount of \$42,900 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine months of the original contract period and extension options is contingent upon the available funding in future budgets. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 46. Authorize award and execution of a 12-month requirements supply contract with CALCIQUEST, INC., Belmont, NC, for the purchase of sodium hexametaphosphate for the Austin Water Utility in an estimated amount not to exceed \$220,550, with two 12-month extension options in an estimated amount not to exceed \$220,500 per extension option, for a total estimated contract amount not to exceed \$661,650. Funding in the amount of \$55,125 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine months and extension options is contingent upon available funding in future budgets. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 47. Authorize award and execution of a 12-month requirements supply contract with FOX SCIENTIFIC, INC, Alvarado, TX, (MBE/MH), for the purchase of expendable laboratory supplies for the Austin Water Utility in an estimated amount not to exceed \$150,000, with two 12-month extension options in an estimated amount not to exceed \$150,000 per extension option, for a total estimated contract amount not to exceed \$450,000. Funding in the amount of \$37,500 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of five bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation:
- 48. Authorize award and execution of a 12-month requirements contract with HUGHES SUPPLY, INC., Round Rock, TX, for the purchase of ductile iron fittings and pipe joint restraints of various sizes for the Austin Water Utility in an estimated amount not to exceed \$207,358, with two 12-month extension options in an estimated amounts not to exceed

\$259,197.50 for the first extension option and \$323,996.88 for the second extension option, for a total estimated contract amount not to exceed \$790,552.38. Funding the amount of \$51,839.50 is available in Fiscal Year 2005–2006 Approved Operating Budget of the Austin Water Utility. Funding for the remaining nine months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of six bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

- 49. Authorize award, negotiation and execution of Amendment No. 2 to the contract with AFFILIATED COMPUTER SERVICES INC., Lexington, KY, to extend the contract for a 12-month period for the continuation of software support, upgrades, and maintenance services for the Banner Human Resources Management System Software in an amount not to exceed \$97,608, with four 12-month extension options in an amount not to exceed \$102,488 for the first extension option, \$107,613 for the second extension option, \$112,994 for the third extension option, \$118,643 for the fourth extension option, for a revised total contract amount not to exceed \$2,532,083. Funding in the amount of \$97,608 is available in Fiscal Year 2005-2006 Approved Operating Budget of the Financial and Administrative Services Department. Funding for the extension options is contingent upon available funding in future budgets.
- 50. Authorize execution of Amendment No. 2 to the contract with MOTOROLA INC., Austin, TX, to provide additional services to support the implementation of the Amanda PIER (Permitting, Inspection, Enforcement and Review) software in an amount not to exceed \$572,000, for a total contract amount not to exceed \$4,186,775. Funding in the amount of \$572,000 is available in the Communications and Technology Management Department's Capital Improvement Project Budget. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore no goals were established for this solicitation.
- 51. Authorize execution of Amendment No. 4 to Contract No. S060194 with ALLIED BARTON SECURITY SERVICES LLC, Austin, TX, to continue security guard services at the Cameron Road Campus for the Building Services Division of the Finance and Administrative Services Department in an estimated amount not to exceed \$10,538.40, for an estimated total not to exceed contract amount of \$143,351.09. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Cameron Road Campus Fund.
- 52. Authorize execution of a 12-month requirements service contract with SENTRY SECURITY AND INVESTIGATIONS LP (MBE/MH-100%), Austin, TX, for security guard services at the Cameron Road Campus and Technicenter in an estimated amount not to exceed \$292,510.80, with two 12-month extension options in an estimated amount not to exceed \$292,510.80 per extension option, for an estimated total contract amount not to exceed \$877,532.40. Funding in the amount of \$73,127.70 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Cameron Road Campus and the 2005-2006 Approved Operating Budget of the Financial and Administrative Services Department, Building Services Division. Funding for the remaining nine months of the original contract

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period and extension options is contingent upon available funding in future budgets. Lowest responsive bid of fourteen bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

- 53. Authorize award and execution of a 12-month fixed-price contract with INITIAL SECURITY, Austin, TX, for security guard services for the Community Care Services Department, Health and Human Services Department, and Municipal Court in an amount not to exceed \$739,005, with four 12-month extension options in an amount not to exceed \$739,005 per extension option, for a total contract amount not to exceed \$3,695,025. Funding in the amount of \$92,376 is available in the Fiscal Year 2005-2006 Operating Budget of the Community Care Services Department. Funding in the amount of \$40,645 is available in the Fiscal Year 2005-2006 Operating Budget of the Health and Human Services Department. Funding in the amount of \$51,731 is available in the Fiscal Year 2005-2006 Operating Budget of the Municipal Court. Funding for the remaining nine months of the original period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of twelve bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 54. Authorize award, negotiation and execution of a 18-month service agreement with METROPOLITAN GROUP, Portland, OR, for consulting services to develop a community cultural plan in an amount not to exceed \$90,000. Funding is available in the Fiscal Year 2005-2006 Approved Cultural Arts Fund for the Economic Growth and Redevelopment Services Department. (A grant in the amount of \$40,000 was received from the National Endowment for the Arts.) Best evaluated proposal of six proposals received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- 55. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with PHILPOTT MOTORS, LTD., Nederland, TX, for the purchase of nine light duty vehicles in an amount not to exceed \$198,407.50. Funding in the amount of \$62,841 is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Parks and Recreation Department. Funding in the amount of \$90,732.50 is available in the Fiscal Year 2005-2006 Approved Vehicle Acquisition Fund. Funding in the amount of \$44,834 is available in the Fiscal Year 2005-2006 Approved Capital Budget of the Austin Fire Department. Cooperative Purchase.
- 56. Authorize award and execution of a contract through the Texas Local Government Purchasing Cooperative (BuyBoard) with SIDDONS FIRE APPARATUS, Inc., Houston, TX, for the purchase of one Pierce Contender mass casualty rescue truck, and one Pierce Quantum mass casualty rescue truck in an amount not to exceed \$722,186. Funding in the amount of \$722,186 is available in the Fiscal Year 2005-2006 Homeland Security Program 05 grant. Cooperative Purchase.

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57. Authorize award and execution of a contract with LIFEGUARD 4 HIRE, Cedar Park, TX, for the purchase and installation of a swimming pool heater system for the Parks and Recreation Department, Dick Nichols swimming pool, in an amount not to exceed \$47,570. Funding is available in the Fiscal Year 2005-2006 Approved Operating Budget of the Parks and Recreation Department. (AISD will reimburse the City for this project, \$47,570.) Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code(Minority-Owned and Women-Owned Business Enterprise Procurement Program). No Subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

- 58. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with KEY ENTERPRISES, Round Rock, TX, for the purchase and installation of automated plastic bleachers for Givens Recreation Center in an amount not to exceed \$72,757. Funding in the amount of \$72,757 is available in the Fiscal Year 2005-2006 Approved Operating Budget for the Parks and Recreation Department. Cooperative Purchase. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
- 59. Authorize award, negotiation and execution of a professional service agreement with BUSINESS INVESTMENT IN GROWTH (BiG), Austin, TX, for the period of July 1, 2006 through September 30, 2006 for technical assistance and training for certified microenterprises in an amount not to exceed \$35,487.75. Funding in the amount of \$35,487.75 is available in the Fiscal Year 2005-2006 Neighborhood Housing and Community Development Special Revenue Fund for the Community Development Block Grant. Professional Service. This contract will be awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
- Authorize award and execution of a 12-month service agreement with VALDEZ REMODELING & WEATHERIZATION, INC., Austin, TX, for residential roofing services in an amount not to exceed \$150,000, with two 12-month extension options in an amount not to exceed \$150,000 per extension, for a total agreement amount not to exceed \$450,000. Funding in the amount of \$150,000 is included in the Fiscal Year 2005-2006 Approved Operating Budget of Neighborhood Housing and Community Development. Funding for the extension options is contingent upon available funding in future budgets. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

Telecommunications & Regulatory Affairs

61. Approve an ordinance suspending the effective date for 90 days in connection with the rate increase filing of Atmos Energy Corporation, Mid-Tex Division on May 31, 2006; requiring reimbursement of municipal rate case expenses by the regulated utility; and providing notice

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of this ordinance to Atmos Energy Corporation, Mid-Tex Division.

Treasury Office

62. Approve an ordinance authorizing the redemption of outstanding Airport System Prior Lien Revenue bonds, Series 1989, in the approximate amount of \$1,021,000, and the execution of all related documents. Approximately \$1,021,000 from the Aviation Department Debt Service Fund.

Watershed Protection and Development Review

- 63. Approve an ordinance waiving the development regulations of Ordinance No. 20060309-058 to allow the construction of a three story single family residence at 1007 ½ East 16th Street, Austin, TX.
- 64. Approve an ordinance waiving the interim development regulations of Ordinance No. 20060309-058 to allow the remodeling of an existing single family residence at 1100 Jolena Circle, Austin, TX.
- 65. Approve an ordinance waiving the development regulations of Ordinance No. 20060309-058 to allow the construction of a duplex at 1306 Chicon Street, Austin, TX
- 66. Approve an ordinance waiving the development regulations of Ordinance No. 20060309-058 to allow the construction of a single family residence at 1422 Preston Avenue, Austin, TX.
- 67. Approve an ordinance waiving the development regulations of Ordinance No. 20060309-058 to allow the construction of an addition to an existing single family residence at 1504 Alta Vista Avenue, Austin, TX.

Item(s) from Council

- 68. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
- 69. Approve an ordinance authorizing the payment of certain costs for the Marathon Kids Kick-Off Celebration to be held on Saturday, September 16, 2006. (Mayor Will Wynn and Council Member Jennifer Kim)
- 70. Approve the waiver of certain rental and facility use fees for the 24th Annual Texas Firefighters Olympics to be held July 9-14, 2006. (Mayor Will Wynn, Council Member Lee Leffingwell and Council Member Jennifer Kim)
- 71. Approve an ordinance authorizing the waiver of certain fees and payment of certain costs for Austin Found Event to be held on October 8, 2006. (Council Member Brewster McCracken and Council Member Betty Dunkerley)

- 72. Approve a resolution directing staff to work with members of the Council appointed Residential Development Regulation Task Force for one year to consider recommendations regarding residential occupancy limitations, use and site development regulations for flag lots, and modification of the site development regulations in neighborhood areas other than neighborhood plan zoning districts; and to evaluate implementation of Section 25-2-566 and other code modifications recommended by the Task Force as finally adopted by the Council. (Council Member Brewster McCracken, Council Member Betty Dunkerley and Council Member Lee Leffingwell)
- 73. Approve an ordinance amending Part 7 of Ordinance No.20060309-058 and Ordinance 20060504-042 to extend the interim development regulations applicable to single-family, single-family attached, two-family, secondary apartment and duplex structures to October 16, 2006 and amending Part 5 of Ordinance No. 20060309-058 to modify the setback regulations applicable to single-family, single-family attached, two-family, secondary apartment and duplex structures. (Council Member Brewster McCracken, Council Member Betty Dunkerley and Council Member Lee Leffingwell)
- 74. Approve a resolution initiating consideration of amendments to Title 25 of the City Code recommended by the Residential Development Regulation Task Force to clarify compatibility and building permit provisions in the City Code; modify non-complying structure and height provisions; and to add any additional amendments necessary to reformat City Code Section 25-2-566 as finally adopted by Council. (Council Member Brewster McCracken, Council Member Betty Dunkerley and Council Member Lee Leffingwell)
- 75. Approve a resolution creating a taskforce on affordable housing development incentives. (Council Member Jennifer Kim, Council Member Betty Dunkerley and Council Member Brewster McCracken)
- 76. Approve a resolution directing the City Manager to review the Greater Austin Hispanic Chamber of Commerce's report and submit appropriate recommendations to the Minority-Owned Business Enterprise and Women-Owned Business Council Subcommittee, including clarification and action on policy, dual participation, standardized reporting procedures, designation of a city liaison. (Council Member Jennifer Kim and Council Member Betty Dunkerley)
- 77. Direct the City Manager to begin immediate implementation of aggressive water conservation measures, setting a goal to reduce peak day usage by one percent per year for 10 years and reporting to Council with first year results at the end of Fiscal Year 2008. (Council Member Lee Leffingwell and Mayor Will Wynn)
- 78. Direct the City Manager to move forward on the design, engineering, and construction of a new water treatment plant. (Council Member Brewster McCracken, Council Member Betty Dunkerley and Council Member Lee Leffingwell)
- 79. Approve a resolution to direct the City Manager to complete a feasibility study including costs, savings, efficiencies, employment issues, and practicality regarding the combination of the Austin Police Department, the City Marshals, the Austin Park Police and the Airport

Police under a central command and control and report back to Council in 45 days. (Council Member Lee Leffingwell and Mayor Will Wynn)

- 80. Approve a resolution directing the City Manager to affirm the city's commitment to protecting public employees' rights to speech. (Council Member Jennifer Kim, Council Member Brewster McCracken and Council Member Lee Leffingwell)
- 81. Approve a resolution directing the City Manager to prepare a proposal for the City to present to Travis County regarding funding the construction of the Waller Creek Tunnel through a City-County Tax Increment Financing Zone. (Council Member Betty Dunkerley, Council Member Brewster McCracken and Council Member Lee Leffingwell)
- 82. Set a public hearing to consider amending City Code Section 12-2-31 to require helmets for all bicycle riders. (Suggested date and time: August 24, 2006 at 6:00 pm., City Hall Council Chambers, 301 West Second Street) (Mayor Will Wynn, Council Member Betty Dunkerley and Council Member Brewster McCracken)

Item(s) to Set Public Hearing(s)

83. Set public hearings to receive comments on issues related to the full purpose annexation of the Lost Creek MUD annexation area (approximately 789 acres in Travis County, located west of Capital of Texas Highway, west of the intersection of Lost Creek Boulevard and Capital of Texas Highway). Full purpose annexation is anticipated in December 2008 in accordance with the City's Municipal Annexation Plan. Suggested dates and times: July 27, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West Second Street; August 10, 2006 at 6:00 p.m., City Hall Council Chambers, 301 W 2nd Street; and August 14, 2006 at 6:30.pm., Riverbend Church, 4214 N Capital of Texas Highway.

▼ 12:00 PM -- Citizen Communications: General

Jimmy Castro - City Budget Presentation.

Paul Robbins - City Issues.

Kunda Lee Wicce - East Austin Open Space.

CarolAnneRose Kennedy - BRAins and/or BRAwn? THAT is the question...AMEN

Pam Thompson - AMD Bulldozing LANTANA.

Robert Singleton - AMD is bulldozing Lantana.

Susanne Mason - AMD is bulldozing Lantana. Barton Springs hangs in the balance.

Nailah Sankofa - Funding of Black Arts and Cultural and problems associated with programming.

Kevin Wier - Austin Energy cutting down trees in my neighborhood.

Pat Johnson - City Issues.

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Executive Session

84. Discuss legal issues related to state law applicable to development incentives. (Private Consultation with Attorney - Section 551.071)

- 85. Discuss legal issues related to the property for Austin Water Utility water treatment facilities. (Private Consultation with Attorney 551.071)
- 86. Discuss legal issues associated with proposed settlement with Guerrero-McDonald & Associates, Inc., in connection with construction of Spicewood Springs Fire and EMS Station Project on Spicewood Springs Road. (Private Consultation with Attorney 551.071)
- 87. Discuss acquisition and use of property for Austin Water Utility water treatment facilities. (Real Property Section 551.072)

Action on Executive Session

88. Authorize City Manager to negotiate and execute a Settlement Agreement with Guerrero-McDonald & Associates, Inc., in connection with construction of Spicewood Springs Fire and EMS Station Project on Spicewood Springs Road.

▼ 4:00 PM -- Zoning Hearings and Approval of Ordinances and Restrictive Covenants Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

- 89. C14-05-0115 Valley Vista Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1804 Fort View Road (West Bouldin Creek Watershed) from neighborhood commercial (LR) district zoning to family residence-conditional overlay (SF-3-CO) combining district zoning. Second Reading approved on May 18, 2006. Vote: 5-0 (Mayor Pro Tem Thomas and Kim off the dais.). Applicant: Jim Cullick. Agent: Kareem Hajjar. City Staff: Robert Heil, 974-2330.
- 90. C14-05-0150 Fairfield at Woodland Park Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3226 West Slaughter Lane (Slaughter Creek Watershed Barton Springs Zone) from multi-family residence-moderate high density-conditional overlay (MF-4-CO) combining district zoning to multi-family residence-moderate high density-conditional overlay (MF-4-CO) combining district zoning to change conditions of zoning with conditions. First reading approved on January 12, 2006. Vote: 4-2 (Kim, Alvarez voted Nay; Mayor Pro Tem Thomas off the dais). Second Reading approved on May 25, 2006. Vote: 4-3 (Mayor Pro Tem Thomas, Alvarez and Kim Nay). Applicant: John M. Harmon and Joyce W. Harmon. Agent: Graves, Dougherty, Hearon and Moody, P.C. (Michael J. Whellan). City Staff: Wendy Walsh, 974-7719.
- 91. C14-05-0198 Highland Center Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as the northwest corner of Cactus Lane and Redd Street (also known as 2101-2117 West Ben White Blvd.) (Williamson Creek Watershed) from multi-family residence-medium density (MF-3) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning

- with conditions. First reading approved on March 2, 2006. Vote: 7-0. Applicant: 2101 W. Ben White Boulevard, Inc. (Avalon Burrows); Winona Fielder. Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Wendy Walsh, 974-7719.
- 92. C814-04-0187-SH Goodnight Ranch PUD Approve second reading of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as the East side of Old Lockhart Highway between Nuckols Crossing Road and Capitol View Drive (Onion Creek Watershed) from interim rural-residence (I-RR) district zoning to planned unit development (PUD) district zoning with conditions. First reading approved on April 20, 2006. Vote: 6-0; Mayor Pro Tem Thomas off the dais. Applicants: MVE Venture, Ltd. (Claude Dean Goodnight); Austin Goodnight Ranch, L.P. (Terry Mitchell); Benchmark Land & Exploration, Inc. (David C. Mahn); Austin Independent School District (Mark Williams, President, Board of Trustees). Agent: TBG Partners (Sean Compton). City Staff: Wendy Walsh, 974-7719.
- 93. C14-05-0176 Shropshire Dessau Retail Tract 1 Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11801 block of Dessau Road (Walnut Creek Watershed) from development reserve (DR) district zoning to community commercial-conditional overlay (GR-CO)combining district zoning with conditions. First reading approved on May 18, 2006. Vote: 4-1 (Alvarez-Nay; Thomas, Kim off the dais). Applicant: Complete Real Estate SVC, Inc. (David Schoenemann). Agent: Thrower Design (Ron Thrower). City Staff: Sherri Sirwaitis, 974-3057.
- 94. C14-05-0177 Shropshire Dessau Retail Tract 2 Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11000 Block of Dessau Road (Walnut Creek Watershed) from development reserve (DR) district zoning to neighborhood commercial-conditional overlay (LR-CO) combining district zoning with conditions. First reading approved on May 18, 2006. Vote: 4-1 (Alvarez-Nay; Thomas, Kim off the dais). Applicant: Complete Real Estate SVC, Inc. (David Schoenemann). Agent: Thrower Design (Ron Thrower). City Staff: Sherri Sirwaitis, 974-3057.
- 95. C814-98-0001.02 Life Time Fitness Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7101 South MoPac Expressway Northbound (Williamson Creek Watershed-Barton Springs Zone) from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning to change a condition of zoning. This property, located in the Barton Springs Zone has been proposed for a zoning change that will (1) Modify the original conditions of zoning; and (2) Modify the application of Chapter 25-8, Article 12 (Save Our Springs Initiative). First reading approved on June 8, 2006. Vote: 7-0. Applicant: Lower Pasture, Ltd. (Carey P. Brownlee). Agent: Armburst and Brown, L.L.P. (Richard T. Suttle, Jr.) City Staff: Wendy Walsh, 974-7719.

Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

96 NPA-06-0006.02 - Conduct a public hearing and approve an ordinance amending Ordinance PH. No. 980827-B, the Dawson Neighborhood Plan, an element of the Austin Tomorrow

Comprehensive Plan, by adopting the future land use map (FLUM) for the area bounded by Oltorf Street, South Congress Avenue, Ben White Boulevard, and South First Street. (To be reviewed by Planning Commission on June 13, 2006.)

- 97 C14-05-0125 515 Post Road Conduct a public hearing and approve an ordinance
 PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 515
 Post Road (East Bouldin Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant neighborhood office-mixed use-conditional overlay-neighborhood plan (NO-MU-CO-NP) combining district zoning. Applicant: River City Engineering (Pay Lackey). Agent: David Holt. City Staff: Robert Heil, 974-2330.
- 98 C14-05-0164 U.S. Hwy 290 East Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as U.S. Hwy. 290 East, Approximately 360 feet from its intersection with Springdale Road (Walnut Creek Watershed) from development reserve (DR) district zoning and interim rural residence (I-RR) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited industrial services-conditional overlay (LI-CO) combining district zoning for Tract 2. Planning Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning for Tract 1 and limited industrial services-conditional overlay (LI-CO) combining district zoning for Tract 2. Applicant and Agent: David Holt. City Staff: Robert Heil, 974-2330.
- 99 C14-06-0010 8515 FM 1826 Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8515 FM 1826 Road (Williamson Creek Watershed Barton Springs Zone) from development reserve (DR) district zoning to limited office-conditional overlay (LO-CO) combining district zoning for Tract 1 and single-family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning for Tract 2. Planning Commission Recommendation: To grant limited office-conditional overlay (LO-CO) combining district zoning for Tract 1 and single-family residence-standard lot-conditional overlay (SF-2-CO) combining district zoning for Tract 2. Applicant: G. Scott Beard. City Staff: Wendy Walsh, 974-7719.
- 100 C14-06-0018 6203 Berkman Drive Conduct a public hearing and approve an ordinance PH. amending Chapter 25 -2 of the Austin City Code by rezoning property locally known as 6203 Berkman Drive (Fort Branch Creek Watershed) from family residence (SF-3) district zoning to multi-family residence-medium density (MF-3) district zoning. Planning Commission Recommendation: Postponed Indefinitely. Applicant and Agent: Troy Hanna, City Staff: Robert Heil, 974-2330.
- 101 C14-06-0031 Austin Commons Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2618 Kramer Lane (Walnut Creek Watershed) from community commercial-conditional overlay (GR-CO) combining district zoning to community commercial (GR) district zoning. Planning Commission Recommendation: To grant community commercial-mixed use (GR-MU) combining district zoning with conditions. Applicant: Kelly Capital Group, Inc. (Kenneth

- Sttaterlee). Agent: Land Strategies, Inc. (Paul Linehan). City Staff: Jorge E. Rousselin, 974-2975.
- 102 C14-06-0057 4605 Manor Road Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 4605 Manor Road (Fort Branch Watershed) from family residence (SF-3) district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Applicant and Agent: Harlan Lowe. City Staff: Robert Heil, 974-2330.
- 103 C14-06-0059 Euers Office/Retail Building Conduct a public hearing and approve an Ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 135 West Slaughter Lane (Onion Creek Watershed) from rural residence (RR) district zoning and single-family residence-standard lot (SF-2) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning with conditions. Applicant: Lester Euers. Agent: Thrower Design (Ron Thrower). City Staff: Wendy Walsh, 974-7719.
- 104 C14-06-0060 Cathy Nguyen Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6701 Jester Boulevard North of F.M. 2222 (West Bull Creek Watershed) from development reserve (DR) district zoning and single-family residence-large lot (SF-1) district zoning to single-family residence-large lot-conditional overlay (SF-1-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence-large lot (SF-1) district zoning. Applicant and Agent: Cathy Nguyen. City Staff: Jorge E. Rousselin, 974-2975.
- 105 C14-06-0061 8509 Southwest Parkway Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8509 Southwest Parkway (Barton Creek Watershed-Barton Springs Zone) from general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning to general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning to change a condition of zoning. Planning Commission Recommendation: To grant general office-mixed use-conditional overlay (GO-MU-CO) combining district zoning to change a condition of zoning. Applicant and Agent: Tim Jamail. City Staff: Robert Heil, 974-2330.
- 106 C14-06-0074 200 Congress Avenue Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 200, 202 and 208 Congress Avenue and 100, 102, 104 West Second Street (Town Lake Watershed) from central business district (CBD) district zoning to central business district central urban redevelopment combining district (CBD-CURE) combining district zoning. Planning Commission Recommendation: To grant central business district-central urban redevelopment combining district-conditional overlay (CBD-CURE-CO) combining district zoning with conditions. Applicant and Agent: Second Congress, Ltd. (David Mahn). City Staff: Jorge Rousselin, 974-2975.

- PH. an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3404-3406 Red River Street (Waller Creek Watershed) from multi-family residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning to single-family residence-standard lot-conditional overlay-neighborhood plan (SF-2-CO-NP) combining district zoning. Planning Commission Recommendation: To grant single-family residence-standard lot-conditional overlay-neighborhood plan (SF-2-CO-NP) combining district zoning. Applicant and Agent: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Jorge Rousselin, 974-2975.
- 108 C14-06-0081 La Vista on Lavaca Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1701 Lavaca Street (Town Lake Watershed) from downtown mixed use (DMU) district zoning and general commercial services (CS) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Planning Commission Recommendation: To grant downtown mixed use-conditional overlay (DMU-CO) combining district zoning. Applicant: Guerrero-McDonald & Associates, Inc. (mary Guerrero-McDonald). Agent: LOC Consultants (Sergio Lozano/Joan Ternus). City Staff: Jorge E. Rousselin, 974-2975.
- 109 C14-06-0090 5401 Riverside Drive Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5401 E. Riverside Drive (Country Club Creek Watershed) from limited office (LO) district zoning to limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Planning Commission Recommendation: To be reviewed on June 13, 2006. Applicant: BTRS Joint Ventures (Harvey Bell). Agent: Armbrust & Brown (David Armbrust). City Staff Robert Heil, 974-2330.
- 110 C14-06-0091 5701 Riverside Drive Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5701 E. Riverside Drive (Country Club Creek Watershed) from limited office (LO) district zoning to limited office-mixed use-conditional overlay (LO-MU-CO) combining district zoning. Planning Commission Recommendation: To be reviewed on June 13, 2006. Applicant: BTRS Ventures (Harvey Bell). Agent: Armbrust & Brown (David Armbrust). City Staff: Robert Heil, 974-2330.
- 111 C14-06-0103 Murphey Tract Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 5029 Southwest Parkway (Barton Creek Watershed-Barton Springs Zone) from general office-conditional overlay (GO-CO) combining district zoning and limited office-conditional overlay (LO-CO) combining district zoning to general office-conditional overlay (GO-CO) combining district zoning. Planning Commission Recommendation: To grant general office-conditional overlay (GO-CO) combining district zoning. Applicant: Thomas Oran Murphey. Agent: Bury & Partners (Jim Gallegos). City Staff: Robert Heil, 974-2330.
- C14-86-137(RCT) Peaceful Hill (aka Park Ridge Gardens) Conduct a public hearing and
 approve a restrictive covenant termination for the property locally known as 308 Ralph
 Ablanedo Drive and 8319 Peaceful Hill Lane (Onion Creek Watershed). Zoning and Platting

- Commission Recommendation: To approve termination of the restrictive covenant. Applicant: Main Street Homes, Ltd. (Steve Bartholemew). Agent: C. Faulkner Engineering (Casey Giles). City Staff: Wendy Walsh, 974-7719.
- 113 C14H-06-0016 Norwood Tower Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 114 W. 7th Street (Town Lake Watershed) from central business district (CBD) district zoning to central business district-historic (CBD-H) combining district zoning. Planning Commission recommendation: To grant central business district-historic (CBD-H) combining district zoning. Applicant: Nancy Burns, Director of Property Management, LBJ Holding Company. City Staff: Steve Sadowsky, 974-6454.
- 114 C14H-06-0017 E.F. and Clara Dennis House Conduct a public hearing and approve an Ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1706 E. 12th Street (Boggy Creek Watershed) from general commercial services-neighborhood plan (CS-NP) combining district zoning to general commercial services-historic-neighborhood plan (CS-H-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-historic-neighborhood plan (CS-H-NP) combining district zoning. Applicant: I.A. Craig Educational Center. City Staff: Steve Sadowsky, 974-6454.
- 115 C14R-82-006(RCT) Austin Auto Park, Lot 1 Conduct a public hearing and approve a PH. restrictive covenant termination for the property locally known as 13553 Research Boulevard (Lake Creek Watershed). Zoning and Platting Commission Recommendation: To approve the request to terminate the restrictive covenant. Applicant: Asbury Automotive Texas Real Estate Holding (J. Gordon Smith). Agent: Hill, Ward & Henderson, LLP (M. Kristen Hyatt). City Staff: Sherri Sirwaitis, 974-3057.
- C14-06-0032 San Jose Church and Arandas Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2510 South 1st Street (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning; community commercial-conditional overlay (GR-CO) combining district zoning and general office-conditional overlay (GO-CO) combining district zoning. Planning Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning; community commercial-conditional overlay (GR-CO) combining district zoning; limited office-conditional overlay (LO-CO) combining district zoning and general office-mixed use-conditional overlay (GO-CO) combining district zoning. Applicant: Taqueria Arandas & San Jose Catholic Church. Agent: LOC Consultants (Alma Mulicri). City Staff: Robert Heil, 974-2330.
- 117 C14-05-0179 Spring Lake Subdivision Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 9009 Spring Lake Drive (Bull Creek Watershed) from rural residence (RR) district zoning to single-family residence-large lot (SF-1) district zoning. Zoning and Platting Commission Recommendation: To grant single-family residence-large lot-conditional overlay (SF-1-CO)

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combining district zoning. Applicant: Rahul Deshmukh and Mrudula Yadav. Agent: Land Answers (Jim Witliff). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.

- 118 C14-06-0082 Kurachi Paint and Body Conduct a public hearing and approve an ordinance PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6605 Regiene Road (Carson Creek Watershed) from single-family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning. Planning Commission Recommendation: To deny limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning. Applicant and Agent: George Kurachi. City Staff: Robert Heil, 974-2330.
- PH. amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 11819 Pavilion Boulevard (Walnut Creek Watershed) from community commercial (GR) district zoning and single-family residence-standard lot (SF-2) district zoning to multi-family residence-highest density (MF-6) district zoning. Zoning and Platting Commission Recommendation: To deny multi-family residence-highest density (MF-6) district zoning. Applicant: Mitchel and Rose Wong. Agent: Lopez-Phelps and Associates (Amelia Lopez-Phelps). City Staff: Sherri Sirwaitis, 974-3057. A valid petition has been filed in opposition to this rezoning request.
- C14-06-0023 Marks-4 Conduct a public hearing and approve an ordinance amending PH. Chapter 25-2 of the Austin City Code by rezoning property locally known as 2301 Riverside Drive (Town Lake Watershed) from family residence (SF-3) district zoning to neighborhood commercial (LR) district zoning. Planning Commission Recommendation: To grant neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning and townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning. Applicant: Eddie Dean. Agent: Jim Bennett Consulting (Jim Bennett). City Staff: Robert Heil, 974-2330.
- 121 C14-06-0053 - Star Riverside Residential - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1001 IH-35 (northeast corner of IH-35 and Riverside Drive) (Town Lake and Country Club Creek Watershed) from general office (GO) district zoning and limited office (LO) district zoning (Tract 1); commercial-liquor sales (CS-1) district zoning (Tract 2); limited office (LO) district zoning (Tract 3); and limited office (LO) district zoning (Tract 4) to lake commercial -conditional overlay (L-CO) combining district zoning for Tract 1; general officeconditional overlay (GO-CO) combining district zoning for Tract 2; multi-family residencehighest density-conditional overlay (MF-6-CO) combining district zoning for Tract 3; and general office-conditional overlay (GO-CO) combining district zoning for Tract 4. Planning Commission Recommendation: To grant lake commercial-conditional overlay (L-CO) combining district zoning for Tract 1; general office-conditional overlay (GO-CO) combining district zoning for Tract 2; multi-family residence-highest density-conditional overlay (MF-6-CO) combining district zoning for Tract 3; and general office-conditional overlay (GO-CO) combining district zoning for Tract 4. Applicant and Agent: Brian Bridwell. City Staff: Robert Heil, 974-2330.

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PH. an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2923 and 2933 Pecan Springs Road (Fort Creek Watershed) from single-family residence-standard lot-neighborhood plan (SF-2-NP) combining district zoning to family residence-neighborhood plan (SF-3-NP) combining district zoning. Planning Commission Recommendation: Forward to Council without a recommendation. Applicant and Agent: Sam E. Presley. City Staff: Robert Heil, 974-2330.

▼ 5:30 PM -- Live Music and Proclamations

Live Music

Danny Young

Proclamations

Proclamation -- Danny Garrett Day -- to be presented by Mayor Will Wynn and to be accepted by the honoree

Certificate of Congratulations -- National Aquatics Award -- to be presented by Mayor Will Wynn and to be accepted by Warren Struss.

Proclamation -- Employee Safety Month -- to be presented by Mayor Will Wynn and to be accepted by Mark Medley

Certificate of Congratulations -- Noodle-ism -- to be presented by Jennifer Kim and to be accepted by Jeff Liu

Certificates of Congratulations -- Volunteers of the Month for May and June -- to be presented by Council Member Brewster McCracken and to be accepted by Sue Moore and Wayne Kamin

Distinguished Service Award -- Dee Hatch -- to be presented by Mayor Will Wynn and City Manager Toby Hammett Futrell and to be accepted by the honoree

Proclamation -- Sheryl Cole -- to be presented by Mayor Will Wynn and to be accepted by the honoree

Distinguished Service Award -- Joe Canales -- to be presented by Mayor Will Wynn and City Manager Toby H. Futrell and to be accepted by the honoree

▼ 6:00 PM -- Public Hearings and Possible Actions

- PH. Conduct a public hearing and approve an ordinance amending the City Code to establish design standards for commercial, multi-family and mixed use development. The design standards ordinance includes regulations addressing building location, streets and walkways, pedestrian and vehicular connections, parking, exterior lighting, screening, open space, shading, building design, landscaping, and signage.
- 124 Conduct a public hearing and approve an ordinance amending Ordinance No. 030717-131 to
 PH. replace the restricted parking area map in Exhibit A with a new map that includes the following neighborhood associations: Cedar Valley, Laurel Oaks, Martin Luther King, North

Shoal Creek, Pecan Springs/Springdale Hills, and Wooten.

- 125 Conduct a public hearing to consider an expired floodplain variance requests by CitySmart PH. Austin, Inc. to allow construction of a residential condominium at 1605 Houston Street in the 100-year and 25-year floodplains of the Hancock Branch of Shoal Creek.
- PH. acres for a waterline, 2.422 acres for a wastewater line and a temporary work space adjacent to both permanent easements to allow the construction of improvements serving the Goodnight Ranch PUD, through dedicated parkland known as Onion Creek Park located along Nuckols Crossing Road and Thaxton Road, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code. (Suggested date and time: June 22, 2006 at 6:00 p.m., City Hall Council Chambers, 301 West 2nd Street). All costs associated with construction, as well as any parkland restoration, will be paid by requester. Recommended by Parks Board on February 28, 2006.
- 127 Conduct a public hearing to receive citizen comments on the City's (1) Draft Annual Action PH. plan for Fiscal Year 2006-2007, related to allocation of the U.S. Department of Housing and Urban Development grant funds, and (2) Community Development Fiscal Year 2006-2007 Program required by Texas Local Government Code Chapter 373, including proposed funding allocations.
- Conduct a public hearing and approve an ordinance amending Chapters 25-2 and 25-11 of
 the City Code relating to Historic Districts and structures. (Recommended by Planning Commission and Zoning and Platting Commission.)

Adjourn

The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. For assistance please call 974-3256 OR 974-2445 TDD.

A person may request a Spanish language interpreter be made available by contacting the City Clerk's Office not later than two hours before the scheduled time of the item on which the person wishes to speak. Please call 974-3256 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intrete en espanol comunicose con la oficina del Secretario/a Municipal a no mtardar de dos horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-3256 con anticipo o informe al personal del Secretario/a Municipal presente en la sesi el Consejo

CITY COUNCIL AGENDA

Council Meetings January 12, 2006 January 26, 2006	Cancelled Meetings January 5, 2006 January 19, 2006
February 2, 2006 February 9, 2006 February 16, 2006	February 23, 2006
March 2, 2006 March 9, 2006 March 23, 2006	March 16, 2006 March 30, 2006
April 6, 2006 April 20, 2006 April 27, 2006	April 13, 2006
May 4, 2006 May 18, 2006 May 25, 2006	May 11, 2006
June 8, 2006 June 22, 2006	June 1, 2006 June 15, 2006 June 29, 2006
July 27, 2006	July 6, 2006 July 13, 2006 July 20, 2006
August 10, 2006 August 24, 2006 August 31, 2006	August 3, 2006 August 17, 2006
September 11,12,13 (Budget Readings) September 28, 2006	September 7, 2006 September 14, 2006 September 21, 2006
October 5, 2006 October 19, 2006 October 26, 2006	October 12, 2006
November 2, 2006 November 16, 2006 November 30, 2006	November 9, 2006 November 23, 2006
December 7, 2006 December 14, 2006	December 21, 2006 December 28, 2006